

1 Christopher S. Marchese (SBN 170239)
2 marchese@fr.com
3 Tyler R. Train (SBN 318998)
train@fr.com
3 FISH & RICHARDSON P.C.
4 4695 MacArthur Court, Suite 1100
Newport Beach, CA 92660
5 Tel: (213) 533-4240 / Fax: (858) 678-5099

6 *Additional Counsel Listed on Signature Page*

7 Attorneys for Defendants and Counter-Claimants
8 DISH Network Corporation, et al.

9

10

11 IN THE UNITED STATES DISTRICT COURT
12 CENTRAL DISTRICT OF CALIFORNIA, SOUTHERN DIVISION

13 ENTROPIC COMMUNICATIONS,
LLC,

14 Plaintiff,

15 v.

16 DISH NETWORK CORPORATION;
17 DISH NETWORK L.L.C.; DISH
18 NETWORK SERVICE L.L.C.; AND
19 DISH NETWORK CALIFORNIA
SERVICE CORPORATION,

20 Defendants.

21 Case No. 2:23-cv-1043-JWH-KES

22 **DISH'S APPLICATION FOR LEAVE
TO FILE UNDER SEAL ITS
RESPONSE TO ENTROPIC
COMMUNICATIONS, LLC'S
OBJECTIONS TO THE SPECIAL
MASTER REPORT AND
RECOMMENDATIONS ON
MOTIONS REFERRED BY THE
COURT ON FEBRUARY 9, 2024,
AND MARCH 26, 2024
PURSUANT TO L.R. 79-5.2.2(b)**

23 District Judge: Hon. John W. Holcomb
24 Magistrate Judge: Hon. Karen E. Scott

1 DISH NETWORK CORPORATION;
2 DISH NETWORK L.L.C.; DISH
3 NETWORK SERVICE L.L.C.; DISH
4 NETWORK CALIFORNIA SERVICE
CORPORATION; AND DISH
TECHNOLOGIES L.L.C.,

5 Counter-Claimants,

6 v.

7 ENTROPIC COMMUNICATIONS,
8 LLC; MAXLINEAR, INC.; AND
MAXLINEAR COMMUNICATIONS
9 LLC,

10 Counter-Defendants.

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

26

27

28

1 Pursuant to Civil Local Rule 79-5.2.2(b), Counter-claimants DISH Network
2 Corporation, DISH Network L.L.C., Dish Network Service L.L.C., Dish Network
3 California Service Corporation, and DISH Technologies L.L.C. (collectively,
4 “DISH”) file this Application for Leave to File Under Seal the following documents:

- 5 • Portions of DISH’s Response to Entropic Communications, LLC’s
6 (“Entropic”) Objections to the Special Master Report and
7 Recommendations on Motions Referred by the Court on February
8 9,2024 and March 26, 2024 (“Response”).

9 The above document contains and discusses material that Counter-Defendants
10 Entropic and MaxLinear, Inc. and MaxLinear Communications LLC (“MaxLinear”)
11 deem to be confidential, sensitive business information that they have designated as
12 “Restricted—Attorneys’ Eyes Only” under the Protective Order in this case. (*See*
13 Sealed Declaration of Tyler Train in Support of Defendants’ Application for Leave to
14 File Under Seal (“Sealed Train Decl.”) ¶¶ 2-3.)

15 Pursuant to Local Rule 79-5.2.2(b), on May 23, 2024, DISH’s counsel informed
16 counsel for Entropic and MaxLinear of the presence of confidential information in the
17 Response, and they did not oppose the present application to file the documents under
18 seal. *Id.* ¶ 4.

19 A proposed order granting this Application has also been filed.
20
21
22
23
24
25
26
27
28

1 Dated: May 24, 2024

FISH & RICHARDSON P.C.

2
3 By: /s/ Tyler R. Train

4 Christopher S. Marchese (SBN 170239)
5 marchese@fr.com
6 Tyler R. Train (SBN 318998)
7 train@fr.com
4695 MacArthur Court, Suite 1100
Newport Beach, CA 92660
Tel: (213) 533-4240

8 Ruffin B. Cordell (*pro hac vice*)
9 cordell@fr.com

10 Richard A. Sterba (*pro hac vice*)
sterba@fr.com

11 Ralph A. Phillips (*pro hac vice*)
rphillips@fr.com

12 Adam R. Shartzer (*pro hac vice*)
shartzer@fr.com

13 Michael J. Ballanco (*pro hac vice*)
ballanco@fr.com

14 Taylor C. Burgener (SBN 348769)
burgener@fr.com

15 FISH & RICHARDSON P.C.
1000 Maine Ave., SW, Suite 1000
Washington, DC 20024
Tel: (202) 783-5070

16 David M. Barkan (SBN 160825)
barkan@fr.com

17 FISH & RICHARDSON P.C.
500 Arguello Street, Suite 400
Redwood City, CA 94063
Tel: (650) 839-5070

18 Ashley A. Bolt (*pro hac vice*)
bolt@fr.com
19 FISH & RICHARDSON P.C.
20 1180 Peachtree Street NE, 21st Floor
21 Atlanta, GA 30309
22 Tel: (404) 892-5005

23 Aaron P. Pirouznia (*pro hac vice*)
pirouznia@fr.com
24 FISH & RICHARDSON P.C.
25 1717 Main Street, Suite 5000
Dallas, TX 75201

1 Tel: (214) 292-4073
2 Fax: (214) 747-2091

3 Oliver Richards (SBN 310972)
4 orichards@fr.com
5 John-Paul Fryckman (SBN 317591)
6 fryckman@fr.com
7 Fish & Richardson P.C.
8 12860 El Camino Real, Suite 400
9 San Diego, CA 92130
Tel: (858) 678-5070

10
11 Attorneys for Defendants and Counter-
12 Claimants DISH Network Corporation, et
13 al.
14
15
16
17
18
19
20
21
22
23
24
25
26
27
28